



12-18-02 09:52:44 #1122661

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of Joo H. Chung, Michael Sun, Kenneth Gould, and Frank Huang

Serial No.: 09/752,744

Group Art Unit: 2661

Filed: 12/29/2000

Examiner:

For: **System and Method for Multicast Stream Failover**

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OFFICE OF PETITIONS

RENEWED PETITION UNDER 37 C.F.R. 1.137(b)

Commissioner for Patents
Washington, D.C. 20231

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Dear Sir:

In reply to the Decision Dismissing Applicant's Petition dated December 9, 2002 (hereinafter "the Decision"), Applicant respectfully requests reconsideration of the Decision.

Dismissal of Applicant's Petition was based on two deficiencies:

1. The declaration submitted did not include the citizenship of any of the joint inventors.

Applicant submits herewith a corrected declaration and power of attorney to satisfy the required missing parts filing. The declaration reflects the citizen of the signing inventor.

2. The record did not reflect submission by Petitioner of corrected drawings as required by the Notice File Missing Parts of Application.

Applicant submits herewith corrected drawings meeting the requirements 37 CFR 1.84. In particular, the margins of the drawings have been brought into compliance with the requirements of that section.

A copy of the Decision Letter is also attached.

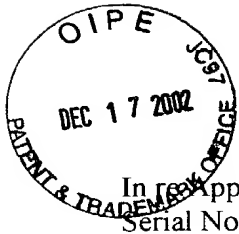
In view of this supplemental submission, grant of the Petition is respectfully requested.

Respectfully submitted,

Jon L. Roberts
Registration No. 31,293
Roberts Abokhair & Mardula, LLC
11800 Sunrise Valley Drive
Suite 1000
Reston, VA 20191
(703) 391-2900

December 17, 2002

Atty. Docket No. 2585-001



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DECLARATION AND POWER OF ATTORNEY FOR PATENT APPLICATION

As below inventors, we hereby declare that:

Our residence, post office address and citizenship are as stated below next to our names.

We believe we are the original, joint and first inventors of the subject matter which is claimed and for which a patent is sought on the invention entitled **System and Method for Multicast Stream Failover**, the specification of which was filed on December 29, 2000, given serial no. 09/752,744.

We hereby state that we have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

We acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, § 1.56(a).

We hereby appoint the following attorney(s) to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith:

Jon L. Roberts
 Registration No. 31,293
 John K. Abokhair, Esq.
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We declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements are made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of inventor Kenneth Gould

Inventor's Signature Kenneth Gould Date 12/16/02

Residence Oakton, VA

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Citizenship: USA

Full name of inventor Joo Chung

Inventor's Signature _____ Date _____

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Full name of inventor Michael Sun

Inventor's Signature _____ Date _____

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